

KAUAI PLANNING COMMISSION
REGULAR MEETING

Tuesday, October 10, 2017

9:00:01 a.m. or Soon Thereafter
Lihu'e Civic Center, Moikeha Building
Meeting Room 2A-2B
4444 Rice Street, Lihue, Kauai, Hawai'i

AGENDA

- RECEIVED
17 OCT -4 P1:11
OFFICE OF
THE CLERK OF
COUNTY OF KAUAI
- A. CALL TO ORDER
 - B. ROLL CALL
 - C. APPROVAL OF AGENDA
 - D. MINUTES of the meeting(s) of the Planning Commission
 - 1. Regular Meeting of September 12, 2017
 - 2. Contested Case Calendar of September 12, 2017
 - 3. Special Meeting of September 26, 2017 re Special Permit SP-2018-1, Use Permit U-2018-1, and Class IV Zoning Permit Z-IV-2018-2 = *AES Lawai Solar*.
 - E. RECEIPT OF ITEMS FOR THE RECORD
 - F. HEARINGS AND PUBLIC COMMENT (Noticed hearings will not commence until 9:00 a.m. or soon thereafter.) Individuals may orally testify on items on this agenda during the Public Comment Period. Please call the Planning Department prior to the meeting or notify Commission Staff at the meeting site. Testimony shall also be accepted when the agenda item is taken up by the Commission. However if an individual has already testified during this period, additional testimony at the agenda item testimony may be allowed at the discretion of the Chair. Testifiers shall limit their testimony to three (3) minutes, but may be extended longer at the discretion of the Chair. Written testimony is also accepted. An original and twelve (12) copies of written testimony can be hand delivered to the Planning Department or submitted to Commission Staff at the meeting site.
 - 1. Continued Agency Hearing
 - 2. New Agency Hearing
 - 3. Continued Public Hearing

F. HEARINGS AND PUBLIC COMMENT (Cont'd)

4. New Public Hearing

- a. Zoning Amendment ZA-2018-1: Change from Open District (O) to Agriculture District (A). Parcel Location: Located approx. 500 ft. west of the Kainahola Road/Kawaihau Road intersection in Kapaa Homesteads, further identified as 6765 Kawaihau Road, Tax Map Key: (4) 4-4-013:002, and containing a total area of 3.377 acres = *Baird Family Limited Partnership*.
 1. Director's Report pertaining to this matter.

5. All remaining public testimony pursuant to HRS 92 (Sunshine Law)

G. CONSENT CALENDAR

1. Status Reports

- a. 2017 Status and Progress Report for Poipu Sheraton Kauai Resort, Special Management Area Use Permit SMA(U)-2007-13, Class IV Zoning Permit Z-IV-2007-29, and Project Development Use Permit PDU(U)-2007-25, Tax Map Keys: (4) 2-8-015:043, 044, & 082; 2-8-016:003 & 004, Poipu Kauai = *VSE Pacific, Inc. (formerly SVO Pacific, Inc.)*
 1. Director's Report pertaining to this matter.

**2. Director's Report(s) for Project(s) Scheduled for Agency Hearing on 10/24/17
NONE**

H. EXECUTIVE SESSION

I. GENERAL BUSINESS MATTERS

1. Clerk of the Commission's Recommendation to Refer an Appeal of the Planning Director's Decision Related to the Notice of Violation and Order to Pay Fines to *Greg L. Allen Jr. and Joanne B. Allen* for the operation of an unpermitted transient vacation rental on Tax Map Key (4) 41004019, Wailua, Kauai, dated August 22, 2017, to a Hearings Officer (Contested Case Hearing No. CC-201711); Request for Delegation of Authority to the Clerk of the Commission to Procure and Appoint a Hearings Officer on Behalf of the Commission for the Instant Appeal.

J. COMMUNICATION (For Action)

K. COMMITTEE REPORTS

1. Subdivision Subdivision Action matters listed in the Subdivision Committee Agenda (attached).

L. UNFINISHED BUSINESS (For Action)

M. NEW BUSINESS

1. For Action – See Agenda F for Project Descriptions

N. ANNOUNCEMENTS

1. Topics for Future Meetings
2. The following regularly scheduled Planning Commission meeting will be held at 9:00 a.m., or shortly thereafter at the Lihue Civic Center, Moikeha Building, Meeting Room 2A-2B, 4444 Rice Street, Lihue, Kauai, Hawaii 96766 on **Tuesday, October 24, 2017.**

O. ADJOURNMENT

EXECUTIVE SESSION: The Commission may go into an executive session on an agenda item for one of the permitted purposes listed in Section 92-5(a) Hawaii Revised Statutes ("H.R.S."), without noticing the executive session on the agenda where the executive session was not anticipated in advance. HRS Section 92-7(a). The executive session may only be held, however, upon an affirmative vote of two-thirds of the members present, which must also be the majority of the members to which the board is entitled. HRS Section 92-4. The reason for holding the executive session shall be publicly announced.

NOTE: Special accommodations and sign language interpreters are available upon request five (5) days prior to the meeting date, to the County Planning Department, 4444 Rice Street, Lihue, Hawaii 96766. Telephone: 241-4050.

KAUA'I PLANNING COMMISSION
SUBDIVISION COMMITTEE MEETING

Līhu'e Civic Center, Mo'ikeha Building
Meeting Room 2A-2B
4444 Rice Street, Līhu'e, Hawaii 96766

Tuesday, October 10, 2017, 8:30 A.M.

AGENDA

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. MINUTES of the meeting(s) of the Subdivision Committee

- 1. Meeting of September 26, 2017

- E. RECEIPT OF ITEMS FOR THE RECORD (None)

- F. HEARINGS AND PUBLIC COMMENT

Individuals may orally testify on items on this agenda during the Public Comment Period. Please call the Planning Department prior to the meeting or notify Commission Staff at the meeting site. Testimony may also be accepted when the agenda item is taken up by the Commission at the discretion of the Chair. Testifiers shall limit their testimony to three (3) minutes, but may be extended longer at the discretion of the Chair. Written testimony is also accepted. An original and twelve (12) copies of written testimony can be hand delivered to the Planning Department or submitted to Commission Staff at the meeting site.

- G. GENERAL BUSINESS MATTERS (None)

- H. UNFINISHED BUSINESS (For Action)

- 1. Tentative Subdivision Map Approval
 - a. Subdivision Application No. S-2018-1
(Marty Hoffman Revocable Living Trust)
Proposed 2-lot subdivision
TMK: (4) 2-4-003:006
Kalaheo, Kaua'i
- 1. Subdivision Report pertaining to this matter.

I. NEW BUSINESS (For Action)

1. Tentative Subdivision Map Approval

- a. Subdivision Application No. S-2018-2
(Kukui'ula Development Co. LLC)

Proposed 13-lot subdivision
TMK: Portion of (4) 2-6-022:021
Koloa, Kaua'i

1. Subdivision Report pertaining to this matter.

- b. Subdivision Application No. S-2018-3
(GARY S. IDE REVOCABLE TRUST, RUSSEL A. CHAR TRUST, MARILYN G. CHAR TRUST, DOROTHY SIEVERT TRUST, LINDSAY J CRAWFORD, KUKUI'ULA DEVELOPEMNT COMPANY, LLC.)

Proposed 5-lot boundary adjustment
TMK: (4) 2-6-014:027, 028, 45, 46 & 2-6-015:005
Koloa, Kaua'i

1. Subdivision Report pertaining to this matter.

2. Subdivision Extension Request

- a. Subdivision Application No. S-2016-2
(Kukui'ula Development Co. LLC)

Proposed 29-lot Subdivision
TMK: (4) 2-6-015:014
Koloa, Kaua'i

1. Subdivision Report pertaining to this matter.

- b. Subdivision Application No. S-2017-1
(Anaina Hou Land LLC)

Proposed 2-lot Boundary Adjustment
TMK: (4) 5-2-017:026 & 028
Princeville, Kaua'i

1. Subdivision Report pertaining to this matter.

J. ADJOURNMENT

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